



PATENT
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(NB)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Andrew Goodearl et al. Art Unit : 1645
Serial No. : 08/736,019 Examiner : S. Gucker
Filed : October 22, 1996
Title : GLIAL MITOGENIC FACTORS, THEIR PREPARATION AND USE

Assistant Commissioner of Patents and Trademarks
Washington, DC 20231

REPLY TO EXAMINER'S ACTION

In response to the final Office Action mailed June 9, 1999, Applicants provide the following remarks to the Response to Amendment.

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Obviousness-Type Double Patenting Rejection

Claims 132, 136-137, 139-141 are rejected under the judicially-created doctrine of obviousness-type double patenting as being unpatentable over claims 1-2 of U.S. Patent No. 5,602,096 ("the '096 patent"). Claims 132, 136-137, 139-141 are also provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 132-133, and 152-154 of co-pending application